

TENTH DAY.

Senate Chamber, }
Austin, April 27, 1888. }

The Senate met pursuant to adjournment.

Lieutenant Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Dr. R. K. Smoot.

Pending the reading of the Journal, on motion of Senator Armistead the further reading of the same was dispensed with.

On motion of Senator Bell,

Senator Baker was excused for the day, on account of important business.

REPORTS OF STANDING COMMITTEES.

BY SENATOR FRANK:

Committee Room, }
Austin, April 26, 1888. }
Hon. T. B. Wheeler, President of the Senate:

Sir—Your committee on Engrossed Bills have carefully examined and compared Senate bill No. 18, being

An act to extend the time within which lands that have been sold for taxes and been bought in by the State may be redeemed have carefully examined and compared the same and find it correctly engrossed.

All of which is respectfully submitted.

FRANK, chairman.

Committee Room, }
Austin, April 26, 1888. }
Hon. T. B. Wheeler, President of the Senate:

Sir:—Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 17, being

An act to provide for the improvement and repairing of the State Deaf and Dumb Asylum, and for the enlargement of the same, and to make an appropriation therefor, and find the same correctly engrossed.

FRANK, chairman.

Committee Room, }
Austin, April 27, 1887. }
Honorable T. B. Wheeler, President of the Senate:

Sir—Your committee on engrossed

bills have carefully examined and compared substitute Senate bill No. 20, being

An act to make an appropriation for buildings, repairs, improvements and water supply at Prairie View Normal school, and find the same correctly engrossed.

FRANK, chairman.

Committee Room, }
Austin, April 26, 1888. }
Hon. T. B. Wheeler, President of the Senate:

Sir—Your committee on engrossed bills have carefully examined and compared Senate bill No. 16, being

An act to define certain needed improvements or additions to the Blind Asylum, and to make appropriations therefor, and find the same correctly engrossed.

FRANK, chairman.

BILLS AND RESOLUTIONS.

BY SENATOR WOODWARD:

An act entitled an act to amend section 71 of an act entitled an act to amend sections 36, 42, 45, 48, 50, 56, 61, 62, 63, 66 and 71 of an act to establish and maintain a system of public free schools for the State of Texas, and to repeal so much of chapter 3 of title 78 of the Revised Civil Statutes of Texas as refer to public free schools outside of incorporated cities and towns assuming or having assumed control of the public free schools and all laws and parts of laws in conflict with this act passed by the Eighteenth Legislature at its special session in 1884 and to further amend said act by adding thereto a new section to be known as section 43a providing for county superintendents of public instruction in certain cases and defining their duties and fixing their compensation.

Referred to committee on Education.
This bill puts Wilson county in the district system.

BY SENATOR GLASSCOCK:

A bill to be entitled an act to constitute a board to contract for certain repairs on the general land office building and to construct a neat, substantial iron fence around the same, and making appropriation therefor.

Referred to committee on finance.
Under the provisions of this bill the governor, commissioner of the general

land office and comptroller constitute the board.

Appropriates \$10,000.

On motion of Senator Frank, Senate bill No. 25 was made the special order for next Tuesday, after morning call and from day to day till disposed of.

Senate bill No. 14.

An act to create and maintain the office of the State Geologist and to define the duties and prescribe the salary thereof, was laid before the Senate as the special order and read second time.

SENATOR BURNEY

Offered the following amendment:

Strike out section 3 and insert therefor the following:

Section 3. It shall be the duty of the said geologist, under the direction of said commission, to commence and carry on a thorough geological and mineralogical survey of the State embracing a determination of the succession and arrangement, thickness and position of all strata and rocks, their mineral character and contents and their economical uses; an investigation of the soils and sub-soils, and the determination of their character and agricultural adaptation; the investigation of all deposits of clay, gypsum, petroleum and metallic ores, building stone, marble, grit stone, materials for mortar, cement and mineral paint, and all other mineral productions.

SENATOR BURNEY

Spoke in favor of the amendment and it was adopted.

SENATOR ALLEN

offered the following amendment:

Add to section 5 the following:

Provided said officer shall first survey those districts of the State which embrace unsold lands of the State, of its institutions and of its public free schools.

SENATOR ALLEN

spoke in favor of the amendment.

SENATOR GREGG

offered the following as a substitute for the amendment:

Amend, by adding to section 5 the following:

Provided, his first labors and sur-

veys shall be made in sections of the State contiguous, and accessible to State institutions.

SENATORS GREGG AND BURGESS

avored the amendment.

SENATOR ALLEN

opposed substitute and favored amendment.

(Senator Terrell in the chair.)

Senators Douglass of Jefferson, Simkins, Macmanus, Burney and Jarvis spoke against the amendment and the substitute.

The president in the chair.

SENATOR CALHOUN

Opposed the amendment.

SENATOR TERRELL

Favored the substitute.

On motion of Senator Woodward

Both the amendment and substitute were tabled by the following vote:

Yeas—14.

Armistead	Jarvis
Burgess	McDonald
Burney	Macmanus
Calhoun	Simkins
Claiborne	Upshaw
Douglass of J	Woods
Douglass of G	Woodward

Nays—10.

Allen	Gregg
Bell	Knittle
Camp	Lane
Frank	Stinson
Garrison	Terrell

Paired—Senator Davis who would have voted "nay" with Senator Field who would have voted "yea."

SENATOR LANE

Moved to amend by adding after the word "duties," in line 2 of section 5, the words "of his office."

SENATOR LANE

Explained the amendment, and it was adopted.

SENATOR ARMISTEAD

Offered the following amendment:

Amend by striking out clause 4, section 4, and insert in lieu thereof:

Clause 4. It shall be the duty of said board to cause ample materials to be collected for the illustration of every department of the geology and mineralogy of the State, and to label, arrange and prepare the same for exhibition in suitable case in the museums of the State University and Agricultural and Mechanical College, and in the geological departments of the State Capitol.

SENATOR ARMISTEAD

Spoke in favor of the amendment, and it was adopted.

SENATOR UPSHAW

moved to amend section 7 by adding the words "while holding the position of State Geologist," after the word "him" in line three, and striking out all of line four to the word "nor" in line five.

SENATOR UPSHAW

explained the amendment and it was adopted.

SENATOR MACMANUS

moved to amend section 5 by adding: Provided that the State Geologist shall devote his attention in the first place to an examination of those lands wherever situated, that are known or believed to abound in valuable mineral deposits.

(Senator Woods, President pro tem, in the chair.)

SENATOR MACMANUS

avored and

SENATOR SIMKINS

opposed the amendment.

On motion of Senator Burney the amendment was laid on the table.

SENATOR STINSON

Offered the following amendment:

Amend clause 4, section 4 by adding after agricultural and mechanical college the following: the Sam Houston Normal Institute.

SENATOR STINSON

Favored and Senator Burney opposed the amendment and it was lost.

(The president in the chair.)

SENATOR LANE

Moved to amend by adding to section 7, the following: Any purchase made in violation of this section shall be deemed fraudulent and void.

Senator Lane spoke in favor of the amendment and it was adopted.

SENATOR SIMKINS

Moved to strike out of section 2 the words, "the president of the board of regents of the State University," and substitute "the commissioner of agriculture, insurance, statistics and history."

SENATOR SIMKINS

Spoke in favor of the amendment, and it was adopted.

SENATOR ARMISTEAD

Moved to amend by prefixing to clause 3, section 4, the following:

Said geologist shall make a report of the nature and progress of his work every six months to the geological commission, and "shall lay before said commission," and make the section conform thereto.

SENATOR ARMISTEAD

explained the amendment, and it was adopted.

SENATOR BURNEY

Moved to amend clause 2, chapter 4, by inserting after the word "mineralogical" in line 5 (printed bill) the words "hydrographic" and to strike out the word "and" in said line.

SENATOR BURNEY

Spoke for the amendment and it was adopted.

SENATOR LANE

Moved to amend section 6 by adding the following words:

All salaries of assistants and all bills or charges for contingent expenses shall be approved by the geological commission before they are paid.

SENATOR LANE

Explained the amendment and it was adopted.

As amended the bill was ordered engrossed.

On motion of Senator Armistead, the bill was ordered printed, after being engrossed.

Senate bill No. 16.

An act to define certain needed improvements and additions in the Blind Asylum and to make appropriations therefor was laid before the Senate and read third time.

SENATOR M'DONALD

Spoke in favor of the bill, and it was passed by the following vote:

Yeas—24.

Allen	Gregg
Armistead	Jarvis
Bell	Knittle
Burney	Lane
Calhoun	McDonald
Camp	Macmanus
Davis	Simkins
Douglass of J	Stinson
Douglass of G	Terrell
Frank	Upshaw
Garrison	Woods
Glasscock.	Woodward

Nays—none.

Absent—3.

Burges	Field
Claiborne	

Senate bill No. 17.

An act to provide for the improvement and repairing of the State Deaf and Dumb asylum, and for the enlargement of the same, and to make an appropriation therefor was laid before the Senate and read third time, and passed by the following vote:

Yeas—24.

Allen	Gregg
Armistead	Jarvis
Bell	Knittle
Burney	Lane
Calhoun	McDonald
Camp	Macmanus
Davis	Simkins
Douglass of J	Stinson
Douglass of G	Terrell
Frank	Upshaw
Garrison	Woods
Glasscock	Woodward

Nays—None.

Absent—3.

Burges	Field
Claiborne	

Senate bill No. 18.

An act to extend the time within which lands that have been sold for taxes and bought in by the state may be redeemed, was laid before the Senate and read third time and passed by the following vote:

Yeas—24.

Allen	Gregg
Armistead	Jarvis
Bell	Knittle
Burney	Lane
Calhoun	McDonald
Camp	Macmanus
Davis	Simkins
Douglass of G	Stinson
Douglass of J	Terrell
Frank	Upshaw
Garrison	Woods
Glasscock	Woodward

Nays—none.

Absent—3.

Burges	Field
Claiborne	

House Bill No. 20.

An act to make an appropriation for buildings, repairs, improvements and water supply at Prairie View Normal School, was laid before the Senate.

Read third time, and passed by the following vote:

Yeas—23.

Allen	Jarvis
Armistead	Knittle
Bell	Lane
Burney	McDonald
Calhoun	Macmanus
Camp	Simkins
Davis	Stinson
Douglass of J	Terrell
Frank	Upshaw
Garrison	Woods
Glasscock	Woodward
Gregg	

Nays—1.

Douglass of G;

Absent—3.

Burges	Field
Claiborne	

Senate Bill No. 12, entitled:

An act to repay to the funds of the University of Texas, divers amounts of money drawn therefrom by the State of Texas for other purposes than those appertaining to the University, and to provide for the payment of interest due thereon, was laid before the Senate and read second time with committee amendment.

SENATORS ARMISTEAD, GREGG, JARVIS
AND GLASSCOCK

opposed the committee amendment and it was lost.

SENATOR JARVIS

Moved to amend by striking out the whole of section 1 of the bill making appropriation of \$68,519.41.

SENATOR JARVIS

Spoke in favor of the amendment.

On motion of Senator McDonald the bill was postponed and made the second special order for to morrow after morning call and from day to day till disposed of.

SENATOR LANE

Moved to adjourn till 9 o'clock to-morrow morning.

SENATOR WOODS

Moved to adjourn till 10 o'clock to-morrow.

The last motion was put first and adopted and

The Senate adjourned till 10 o'clock to-morrow morning.

ELEVENTH DAY.

Senate Chamber, }
Austin, April 28, 1888. }

The Senate met pursuant to adjournment.

Lieutenant Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the chaplain Rev. Dr. R. K. Smoot.

SENATOR CLAIBORNE

Moved to dispense with the reading of the Journal of yesterday.

Adopted.

SENATOR FRANK

Asked to have the Journal corrected to show that he voted against tabling the amendment of Senator Allen and the substitute offered therefor by Senator Gregg to the geological bill.

Journal corrected.

SENATOR BURNEY

Asked to have the word "commissioner" in his amendment on page 2, and Senator Armistead's amendment on page 5, to the geological bill be corrected to read "commission," and have the word "carry" in Senator Armistead's amendment on page 4 to read cause.

Journal corrected.

On motion of Senator Upshaw,

Senator Knittel was excused until Monday on account of sickness in the family.

On motion of Senator Frank,

Senator Field was excused until Monday.

On motion of Senator Calhoun,

Senator Armistead was excused 'till Tuesday on account of important business.

On motion of Senator Macmanus,

Senator Davis was excused until Wednesday on account of sickness in the family.

PETITIONS AND MEMORIALS.

BY SENATOR WOODWARD:

Petition by Reagan Alliance asking for a uniform system of text books to be printed by the State and sold to the people at actual cost.

Referred to committee on Education.

REPORTS OF STANDING COMMITTEES.

BY SENATOR GLASSCOCK:

Committee Room, }
Austin, April 28, 1888. }

Honorable T. B. Wheeler, President of the Senate:

Sir—Your committee on Education, to whom was referred Senate bill No. 35, entitled

An act to amend section 71 of an act entitled an act to amend sections 36, 42, 45, 48, 50, 56, 61, 62, 63, 66 and 71 of an act to establish and maintain a system of public free schools for the